

TIDELANDS APPLICATION GUIDELINES



2012

Table of Contents

Section 1- Overview	1
Section 2 - Tidelands Applications & Project Overview Checklist.....	1
Section 3 - General Tidelands Background Information.....	12
3.1 Definitions	12
3.2 Process	13
Section 4 - NJDOT Tidelands Mapping Guidance	15
4.1 Map 1	15
4.2 Map 2	16
4.3 Map 3 Series	16
4.4 Map 4	17
Section 5 - Tidelands Provided General Instructions for License & Grant Applications	25
Section 6 - Waterfront Development Permit Sample.....	26

Section 1- Overview

This package contains general information about the Tidelands process, map guidance, requirements provided by the Tidelands Bureau and finally, a set of application forms to be completed by the consultant.

Section 2 Tidelands Applications & Project Overview Checklist

This section provides a brief overview of the forms and information required to be provided.

Section 3 General Tidelands Background Information

This section provides a brief explanation of the way Tidelands are typically addressed. This is of course not the absolute final word, and if questions arise, ROW&AM should be consulted to work out any issues.

Section 4 NJDOT Tidelands Mapping Guidance

This section provides some sample maps and written guidance based on those maps. These maps do not cover all possible scenarios nor do they necessarily show the best way to identify the tidelands. They do however serve to illustrate the concept of making the mapping as clear and easy to understand as possible.

Section 5 Tidelands Bureau General Application Instructions

These instructions were provided by the Tidelands Bureau to assist applicants in general. Some of the requirements, such as an affidavit of title for existing/proposed r-o-w are not required for our acquisitions, but Tidelands will expect to see a deed confirming both existing right of way and/or to show that the proposed has in fact been acquired. The survey maps discussed are to be prepared after Tidelands has agreed to the map layout in the designer's initial layout plan. Where there are any questions about the Tidelands requirements and standard NJDOT procedure, the Designer should verify with the Division of ROW&AM as to which procedure to follow.

Section 2 - Tidelands Applications & Project Overview Checklist

The Designer should insert necessary information into the NJDEP application forms provided below and return to NJDOT ROW&AM Project Coordination unit for signature and transmittal to NJDEP. The Project Overview Checklist is provided to assist the Designer in defining what Tidelands rights are needed, and may be helpful in any clarification discussions the Designer may need with Tidelands. When preparing the Waterfront Development Permit (see the sample in Section 6), the Designer should note as the Project the official Route and Section of the project. That information carries forward into the Tidelands billing process and simplifies identifying the site when the bills are presented to NJDOT.



RIPARIAN GRANT APPLICATION FORM

PLEASE INCLUDE THE NAMES AND SIGNATURES OF ALL PERSONS LISTED ON THE CURRENT RECORDED DEED
 ATTACH A SIGNATURE ADDENDUM PAGE IF MORE THAN TWO SIGNATURES ARE REQUIRED

Title Holder(s)

Name: New Jersey Department of Transportation, Division of Right of Way & Access Management		
Mailing Address: PO Box 600	City: Trenton	State: NJ
Zip Code: 08625	Daytime Telephone Number: 609-530-5596	Email Address: David.Kook@dot.state.nj.us

Site Location

Address:		Municipality:	County:
Block:	Lot:	Waterway:	Purchase Date:
			Sale Date (if applicable):
N.A.D. 1983 State Plane Coordinates (feet) 6 digits only (if known): E (x):		N (y):	

Agent Information (optional)

Agent Name:		
Mailing Address:	City:	State:
Zip Code:	Telephone Number:	Email Address:

Signatures

I, the undersigned, hereby request a Riparian Grant from the State of New Jersey. I recognize that the State is under no obligation to issue the desired Grant and that said Grant is not valid until delivered. Furthermore, I certify that all of the above information is true and accurate. I understand that, should any of this information prove false, the State of New Jersey may deny my application for a Tidelands Grant or seek to invalidate any conveyance that has been delivered.

NJDOT will act as its own representative in all matters pertaining to my Tidelands Grant.

Signature of Title Holder:	Date:
Print Name: David Kook	
Signature of Title Holder:	Date:
Print Name:	



TIDELANDS LICENSE APPLICATION FORM

PLEASE INCLUDE SIGNATURES OF ALL PERSONS LISTED ON THE CURRENT RECORDED DEED
 ATTACH A *SIGNATURE ADDENDUM PAGE* IF MORE THAN TWO SIGNATURES ARE REQUIRED

Title Holder(s)		
Name: New Jersey Department of Transportation, Division of Right of Way & Access Management		
Mailing Address: PO Box 600	City: Trenton	State: NJ
Zip Code: 08625	Daytime Telephone Number: 609-530-5596	Email Address: David.Kook@dot.state.nj.us
Site Location		
Address:	Municipality:	County:
Block:	Lot:	Waterway:
Purpose of Application		
Please select all that apply:		
<input type="checkbox"/> Fixed Structure License, Bulkhead Extension License and/or Yacht or Boat Club License		
<input type="checkbox"/> Marina License		
<input type="checkbox"/> Dredging License		
<input type="checkbox"/> Utility or Utility-related License		
<input type="checkbox"/> Bridge License		
<input type="checkbox"/> Modification of Existing License File# _____		
<input type="checkbox"/> Other (please explain) Temporary License for construction outside existing grant AND/OR a temporary license to allow for construction of public improvement prior to issuance of grant.		
Agent Information (optional)		
Agent Name:		
Mailing Address:	City:	State:
Zip Code:	Telephone Number:	Email Address:
Signatures		
<p><i>I, the undersigned, hereby request a Tidelands License from the State of New Jersey. I understand that construction may not be performed until said License is delivered. I also understand that the State has the right to revoke any License as set forth in N.J.S.A. 12:3-10. Furthermore, I agree to abide by the terms and conditions contained in the License Document.</i></p> <p><input checked="" type="checkbox"/> <i>I agree to act as my own representative in all matters pertaining to my Tidelands License.</i></p>		
Signature of Title Holder:	Date:	
Print Name: David Kook		



State of New Jersey
 Department of Environmental Protection
 Bureau of Tidelands Management
 P.O. Box 439
 Trenton, NJ 08625-0439



AFFIDAVIT OF TITLE

PLEASE INCLUDE THE NAMES AND SIGNATURES OF ALL PERSONS LISTED ON THE CURRENT RECORDED DEED
 ATTACH A *SIGNATURE ADDENDUM PAGE* IF MORE THAN TWO SIGNATURES ARE REQUIRED

I, the undersigned, being of lawful age, hereby attest to the following:

1. I am the current owner of the following property:

Address _____

Municipality _____

County _____

Block _____

Lot _____

2. I am the owner of this property by virtue of the following deed:

Date of Deed _____

Recorded in County of _____

Deed Book _____

Page Number _____

3. I have not sold or in any other way relinquished my ownership interest in this property.

 Signature of Title Holder

 Signature of Title Holder

 Date

 Date

 Print Name

 Print Name

 Signature of Notary Public

 Date

Affix Seal:



ORGANIZATION DATA FORM***

ATTACH AN ADDITIONAL PAGE IF SPACE FOR MORE THAN FOUR NAMES IS NEEDED

Organization Information	
Name of Organization: New Jersey Department of Transportation	
Address of Principal Office: Division of Right of Way & Access Management 1035 Parkway Avenue, PO Box 600, Trenton, NJ 08625	
Authorized Persons	
Please list the persons authorized to act on behalf of the above organization:	
Name: David Kook Technical Support Manager	Title: Manager, Technical Support
Address: Division of Right of Way & Access Management 1035 Parkway Avenue, PO Box 600, Trenton, NJ 08625	
Name: Polina Knaster	Title: District Program Manager
Address: Division of Right of Way & Access Management 1035 Parkway Avenue, PO Box 600, Trenton, NJ 08625	
Name: Feraidoon Kashani	Title: District Program Manager
Address: Division of Right of Way & Access Management 200 Stierli Court Mt. Arlington, NJ 07856-1322	
Name: Robert M. Cunningham	Title: District Program Manager
Address: Division of Right of Way & Access Management 1035 Parkway Avenue, PO Box 600, Trenton, NJ 08625	
Authorization includes any NJDOT ROW&AM Division employee designated by the above listed.	
Organization Data	
Is this organization based in New Jersey? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If No, is this organization authorized to do business in New Jersey? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	
Is the organization currently in good standing? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If No, please explain.	
When was the First Annual Report filed with the Secretary of State in Trenton? N/A	
Are there any Franchise Taxes currently due to the Corporation Tax Bureau? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	
If Yes, in what year were the last taxes paid? N/A	

*****Complete this form only if the applicant is not a private citizen**



State of New Jersey
 Department of Environmental Protection
 Bureau of Tidelands Management
 P.O. Box 439
 Trenton, NJ 08625-0439



MARINA CERTIFICATION FORM***

ATTACH A SIGNATURE ADDENDUM PAGE IF SPACE FOR MORE THAN TWO SIGNATURES IS NEEDED

Application Information			
Name(s):			
File Number:			
Site Location			
Address:			
Municipality:		County:	
Block:	Lot:	Waterway:	
N.A.D. 1983 State Plane Coordinates (feet) 6 digits only: E (x):		N (y):	
Purchase Date:		Sale Date (if applicable):	
Signatures			
<p><i>I, the undersigned, hereby certify that the attached information is accurate. I understand that the State of New Jersey will use this information when determining the annual License fee. Furthermore, I understand that if any of this information is found to be inaccurate the State of New Jersey may deny or revoke my Tidelands License and may compel the removal of any structures occupying State-owned tidelands. I also acknowledge my responsibility to annually submit both a potential income report and an actual income report to the Bureau of Tidelands Management.</i></p>			
Signature:			Date:
Print Name:			
Signature:			Date:
Print Name:			

Overview of Project impacts to the Tidelands:

1 Grant and/or license beneath the MHWL under N.J.S.A. 12:3-33

- a. No upland right of way acquisitions needed.
- b. NJDOT will acquire right of way from adjacent or adjoining upland.

2 Project need: Grant for formerly flowed lands.

- a. NJDOT is the owner of all of the formerly flowed right of way.
- b. NJDOT will need to acquire some or all of the formerly flowed land. Private owners will be given the opportunity to clear the acquired flowed lands through the Tidelands process. Right of way maps indicate existing and proposed ownership.

3 Project need: License/Grant (Drainage)

- a. NJDOT is the owner in fee or by easement of all of the uplands around the required drainage. Right of way maps are attached to indicate ownership.
- b. NJDOT will need to acquire easements for some or all of the area that requires drainage.

4 Project need: License (Utility)

- a. NJDOT is the owner in fee or by easement of all of the uplands around the required utilities. The utility application(s) are included.
- b. NJDOT will acquire any additional upland easements needed by the utility for this crossing. Utility application(s) and affidavit of title (if available) are included.
- c. The utility (utilities) owns the necessary uplands but requires a license for the crossing. The utility application(s) and an affidavit of title (if available) are included.

5 Temporary License for Construction purposes

- a. No additional grant or rights beyond temporary construction are needed.
- b. Additional rights needed, see above.

Note: NJDOT will purchases any needed upland rights be made under N.J.S.A. 20:3-1 et seq. Right of way maps are provided to indicate existing and proposed ownership.

How to use this check off form: Check each box which applies to the project needs.

Section 1 Tidelands acquisitions below MHWL.

Section 2. Formerly flowed areas which have permanent takings other than drainage or utility.

Section 3. Drainage easement (license) required

Section 4. Utility easement (license) required, existing utility right of way does not cover all uplands.

Forms for use by Utility Companies



ORGANIZATION DATA FORM***

ATTACH AN ADDITIONAL PAGE IF SPACE FOR MORE THAN FOUR NAMES IS NEEDED

Organization Information	
Name of Organization:	
Address of Principal Office:	
Authorized Persons	
Please list the persons authorized to act on behalf of the above organization:	
Name:	Title:
Address:	
Name:	Title:
Address:	
Name:	Title:
Address:	
Name:	Title:
Address:	
Name:	Title:
Address:	
Organization Data	
Is this organization based in New Jersey? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If No, is this organization authorized to do business in New Jersey? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Is the organization currently in good standing? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If No, please explain.	
When was the First Annual Report filed with the Secretary of State in Trenton?	
Are there any Franchise Taxes currently due to the Corporation Tax Bureau? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, in what year were the last taxes paid?	

*****Complete this form only if the applicant is not a private citizen**



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 Department of Environmental Protection
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 Trenton, NJ 08625-0439



AFFIDAVIT OF TITLE

PLEASE INCLUDE THE NAMES AND SIGNATURES OF ALL PERSONS LISTED ON THE CURRENT RECORDED DEED
 ATTACH A *SIGNATURE ADDENDUM PAGE* IF MORE THAN TWO SIGNATURES ARE REQUIRED

I, the undersigned, being of lawful age, hereby attest to the following:

1. I am the current owner of the following property:

Address _____
 Municipality _____
 County _____
 Block _____
 Lot _____

2. I am the owner of this property by virtue of the following deed:

Date of Deed _____
 Recorded in County of _____
 Deed Book _____
 Page Number _____

3. I have not sold or in any other way relinquished my ownership interest in this property.

 Signature of Title Holder

 Signature of Title Holder

 Date

 Date

 Print Name

 Print Name

 Signature of Notary Public

Affix Seal:



TIDELANDS LICENSE APPLICATION FORM



PLEASE INCLUDE SIGNATURES OF ALL PERSONS LISTED ON THE CURRENT RECORDED DEED
 ATTACH A SIGNATURE ADDENDUM PAGE IF MORE THAN TWO SIGNATURES ARE REQUIRED

Title Holder(s)		
Name:		
Mailing Address:		City: State:
Zip Code:	Daytime Telephone Number: 609-530-2187	Email Address:
Site Location		
Address:		Municipality: County:
Block:	Lot:	Waterway:
Purpose of Application		
Please select all that apply:		
<input type="checkbox"/> Dredging License		
<input type="checkbox"/> Utility or Utility-related License		
<input type="checkbox"/> Other (please explain) Temporary License for construction outside existing grant/license		
Agent Information (optional)		
Agent Name:		
Mailing Address:		City: State:
Zip Code:	Telephone Number:	Email Address:
Signatures		
<p><i>I, the undersigned, hereby request a Tidelands License from the State of New Jersey. I understand that construction may not be performed until said License is delivered. I also understand that the State has the right to revoke any License as set forth in N.J.S.A. 12:3-10. Furthermore, I agree to abide by the terms and conditions contained in the License Document.</i></p>		
<p><input type="checkbox"/> <i>I agree to act as my own representative in all matters pertaining to my Tidelands License.</i></p>		
<p><input checked="" type="checkbox"/> <i>I authorize the NJDOT to act as my agent for the purpose of designing and submitting an application for the relocation or acquisition of my Tidelands Lease as part of a NJDOT road or bridge project. Upon completion of the application process, the Bureau of Tidelands Management should address the lease, and all requests for payment or other correspondence to the Title Holder named above. This agreement will remain in effect unless I submit written notification to the Bureau of Tidelands Management.</i></p>		
Signature of Title Holder:		Date:
Print Name:		

Section 3 - General Tidelands Background Information

3.1 Definitions

Tidelands Resource Council (TRC) is a statutory body in but not of the NJ Department of Environmental Protection (NJDEP). They serve as the “real estate agents” for all lands now or formerly below the Mean High Water Line (MHWL). NJDEP provides support staff to the TRC in the form of the Tidelands Bureau, which reviews all applications for the TRC.

Mean High Water Line (MHWL) The MHWL is the current mean (average) contour of the high tide along the shoreline over the course of a year. Regardless of any deed lines, the MHWL is the de facto property line along a tidal water body. The current MHWL is determined through survey methods, since it can change from year to year. Over time, the MHWL can move on further inland or out into the water body due to changes in water level or physical changes to the shoreline which are either natural or caused by human activity.

Uplands The TRC defines uplands as those lands above the current MHWL. Uplands under the TRC definition can also be wetlands and regulated by NJDEP.

Formerly flowed lands (Claimed Areas) are those uplands which have been determined by the TRC as having been below the MHWL at some point in time in the past. The determination of where an earlier MHWL was can be based on previous surveys or aerial photography from a specified year. Formerly flowed areas are delineated by means of a claim line on TRC maps, which will also show any existing grants and licenses.

Formerly flowed lands (lands that were under water) are created through either deliberate filling by the upland owner or by changes in the shoreline due to sedimentation or erosion. In very rare cases formerly flowed lands may be the result of natural accretion and could then belong to the owner without a Tidelands claim. The TRC requires the upland owner to demonstrate that formerly flowed land is not the result of human intervention in order to obtain a release of a TRC claim without payment. Because Claim Lines are based on a historic MHWL, the claim line may be within the water where the shoreline has eroded inland.

The TRC treats a claimed area as if it belongs to the upland owner, subject to the requirement that the owner must clear the claim by paying its value to the TRC. This is analogous to a mortgage where the upland owner has use of these lands but must clear the title with the TRC.

Grants are conveyances of land currently below the MHWL or areas which were formerly flowed but are now filled in uplands (see below). Grant applications are required for any lands or permanent easements other than utility and drainage to be acquired below MHWL. Grants are also used to clear formerly flowed areas within the right of way.

Map 3D illustrates a grant that ran along the shore line as it existed in 1932 but the current MHWL has migrated further inland. The TRC did not require NJDOT to purchase additional shoreward grants since the intent of the original was to convey to the shoreline for a bridge. If a similar situation is found, the Designer should verify with the TRC that this is still the policy.

3.2 Process

Currently Flowed Lands. Unless covered by an existing grant, all currently flowed areas required by the Department for a project should be covered by a grant (permanent use), a permanent license (drainage, utilities) or an interim license. Grants and Licenses used by the Department each require their own specific applications, and Utility licenses are to be obtained through separate applications in the name of the utility that will ultimately use that license.

Claimed Areas on Existing NJDOT right of way. Only those areas that will actually be physically used by slope or roadbed or other permanent use need to be applied for as part of the Grant application. All claimed areas should be shown on the plan sheet, even though only the parts to be used are given a calculated area. The Designer should provide a separate grant application for formerly flowed areas within the right of way that are to be acquired.

Claimed Areas on Proposed acquisitions. On acquisitions from private property, the claimed areas should be labeled on the maps as "Formerly Flowed Claimed Area", with a separate calculated area indicated for the claim. Formerly flowed areas are to be included with the uplands in the overall parcel and remainder areas. Utility easements and drainage easements should be broken out individually from other acquisitions. The property owner is responsible for clearing the title to the claimed upland areas so claimed upland areas are NOT included in any NJDOT Grant requests. As noted above, lands below the MHWL, even if shown on the deed as part of the owner's property belong to the TRC.

Licenses TRC uses licenses for dredging, drainage and utility lines that cross the MHWL or reside in claimed areas. If a claimed area is being cleared, then a license would not also be required. To avoid annual license fees, it may be appropriate to acquire claimed areas in fee simple rather than as an easement and this should be reviewed with ROW&AM. The TRC also issues interim licenses which permit construction while waiting for a Grant to be issued. For each type of License requested, check off the appropriate box on the License application form.

Utility Licenses. At present, Utility Licenses are issued as an annual fee license. NJDOT pays the application and initial year fee. A blank set of applications is provided for use in obtaining utility licenses. These should be prepared as a separate application for each individual utility, after which, the utility should sign the application form. If the utility is outside of the existing or proposed right of way on the uplands which adjoin the proposed License, the Utility should sign an Affidavit of Title, which will typically be prepared for the utility by NJDOT as part of the project. If the upland utility easements are now or will be entirely in the right of way, NJDOT will use row maps in lieu of an Affidavit of Title, and provide Tidelands with the acquisition deed to support the row map.

Drainage License from Tidelands is used when the easement is below the Mean High Water Line (MHWL) or within a Tidelands claimed area that is not otherwise cleared. The Tidelands Bureau will provide information as to whether a single license is needed for multiple outfalls along the same river on the same project. The TRC is considering a change to make these a onetime grant payment.

Dredging Noted on the License Application with specifics as to the cubic yards to be removed and location of proposed channel should be noted on the maps.

Temporary (Interim) Licenses. These are used as a paid “right of entry” for temporary work. The TRC License Application form is used to provide a Temporary (Interim) License to conduct work outside of existing grants or to conduct work where a grant is proposed but not yet purchased. This License is to be prepared separate and apart from Licenses for Utility (Drainage) and is normally used for NJDOT work areas and proposed NJDOT grant areas.

Note: A number of projects have come up where Tidelands were indicated as purchased on filed NJDOT maps but in fact had not been purchased for one reason or another. The Tidelands Bureau records all grants and if they are not recorded in the TRC records, most likely the grant or license does not exist.

Section 4 - NJDOT Tidelands Mapping Guidance

The Tidelands maps presented by NJDOT are used by Tidelands Bureau for public information during the Tidelands Resource Council hearing on the application and for use in placing the grant lines on their maps.

For these uses, the Tidelands Bureau has requested that NJDOT provide simplified maps to allow them to identify our requirements and explain them to the TRC and members of the public who may inquire about the application. To the extent possible, **color coding is encouraged** to make maps as easy to read and explain to the public as possible. Since this is a specialty map, the ROWE color scheme can be adjusted to provide workable colors for this specific map.

Designers should prepare an IPM style map with a minimum of roadway labels (P.C.C., sets, tangents, that might cause confusion in interpreting the waterway features and property lines.

Lines which must be clearly identified include: Mean High Water Line, Formerly Flowed Claim Line, Property lines, Existing or Proposed ROW lines, Existing or proposed Grant and License lines (include source of existing grants) and any Utilities which cross the MHWL or claimed lands. Also required are location and square yards of proposed dredge areas and an approximation of where the pilings will be placed. Unlike standard IPM maps, the Tidelands needs to identify each adjoining owner to confirm if any upland rights are required.

Provided below are sample draft (not surveyed) maps illustrating several issues. When finalized, the Bridge Easement (grant areas) will require a metes and bounds layout.

4.1 Map 1

1. Although in separate towns, the map correctly shows the tidelands parcels combined for Tidelands use since TRC grants statewide and is not restricted by local boundaries or project sections.
2. On this project the dock will not be disturbed, the temporary construction easement (license) is placed around rather than over top of the dock. Note: the parcel for the adjoining property (Block 348, Lot 1.01) will require a temporary easement placed around the dock area as well because the dock can't be utilized within that area while construction is underway.
3. Mean High Water Line and claim line are easy to spot, labels should be on both sides of bridge to make identification easier to the Tidelands reviewer.
4. Use of simple colors rather than cross hatching is preferred to avoid confusion with other map details.
5. On this example, the Tidelands grant deed provided surveyed grants at two locations (Map Item 1) and left an unsurveyed gap in-between. The deed language of the grant included the right to construct and maintain a bridge. Thus, while the surveyed grants were limited to the banks, they included the space in-between the granted areas for the bridge in a verbal clause instead of as a surveyed area. This layout is rare, in this case, it means that the proposed bridge easement shown on Map 1 should be removed since the current grant covers the new bridge which will be built within the footprint of the two granted areas.

6. The map incorrectly shows the deed line of Block 310, Lot 20 as the property line, TE49B should extend to the MHWL. Regardless of where the deed line falls, on tidal waters, the MHWL is the de facto property line. Map 2 indicates this area correctly identified.
7. The temporary road impacts the existing one fee utility license, so as a separate parcel, the utility would have a temporary parcel assigned since this new bridge will at least temporarily impact their ability to access the pipeline.

4.2 Map 2

Map 2 was a second draft of Map 1, corrected to remove the bridge easement which will be replaced with a temporary construction easement (license) to cover the work from a barge. Technically, the right granted in the deed to construct and maintain implies a reasonable right to get to the bridge to work, but since that is not explicit in the deed, the temporary work area was seen as reasonable.

Note that Map 2 differs from Map 1 significantly in terms of the placement of the MHWL. On Map 2, the Black MHWL shown on Map 1 is now the described by the Designer as the "edge of water" or mean water line, although it is not labeled. Map 2 now uses an orange line for the current MHWL. Additional survey work by the Designer while preparing the draft Tidelands conveyance maps established the MHWL further away from the river. The black "edge of water" or mean water line is not a recognized legal definition by Tidelands and should not be shown since only the MHWL and the Claimed area lines have any legal relevance. Map 2 now provides the MHWL under the bridge as well, which was not shown on Map 1 but is needed by the TRC.

Map 2 also now provides an inset showing the approximate location of the piers beneath the bridge. This was done to avoid creating too many lines on the grant map. The TRC is concerned with pier locations to avoid blocking channels and to have a basic concept for their public hearing of what would be built at this location.

4.3 Map 3 Series

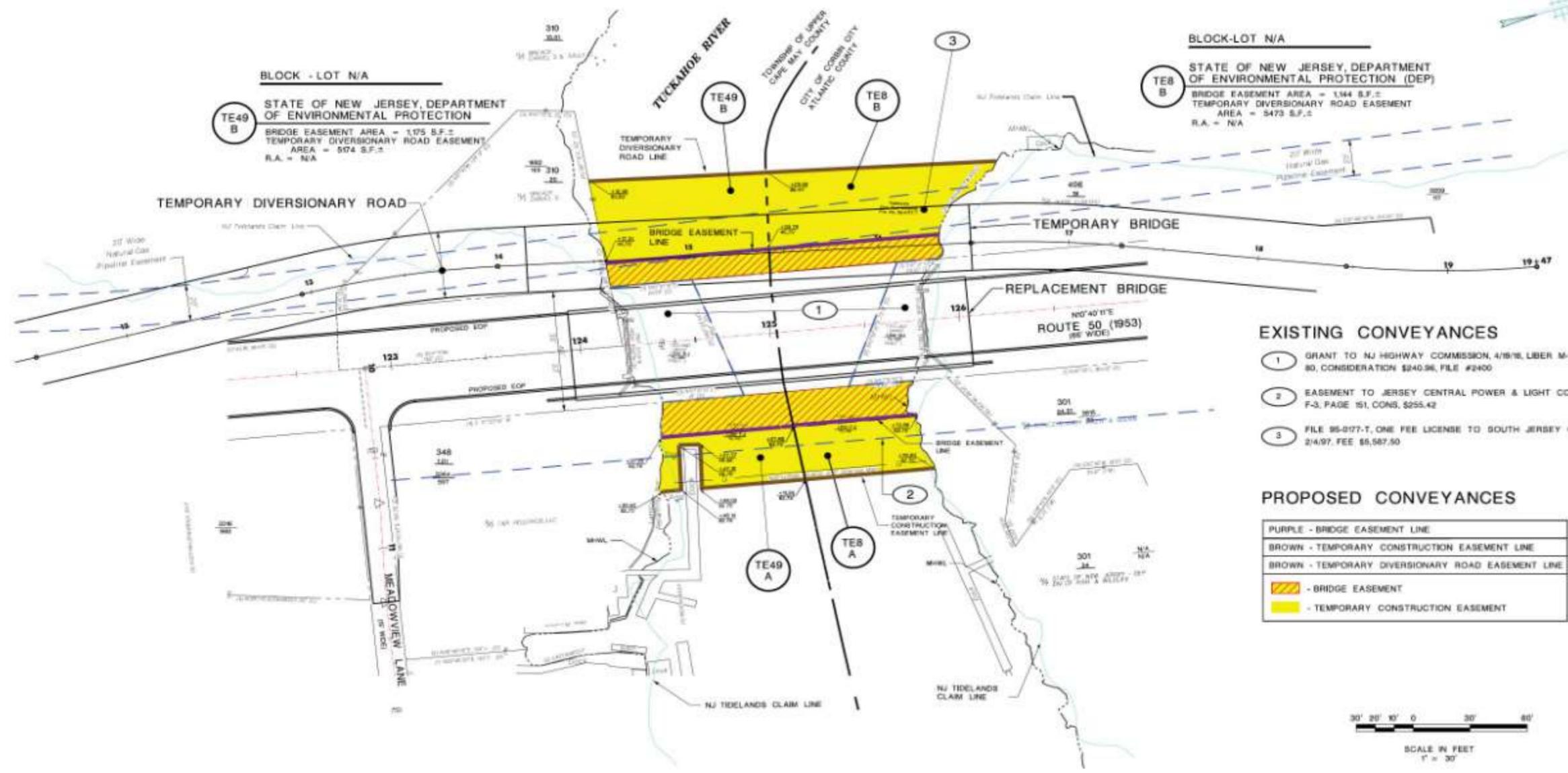
1. Map 3A shows the acquisition map for Route 3. There are two bridges here, however only Route 3 WB was acquired from Tidelands. Route 3 EB was not acquired, and the DOT had to go back and purchase that area, and clear a claimed area.
2. Maps 3B, 3C and 3D like Map 1 and 2 are also draft maps. These maps use a different color scheme for the Tidelands acquisition than the Route 50 maps and are also acceptable to the TRC. Blue is claimed area, yellow is to be acquired below the current MHWL. These maps should of course label the colors.
3. Map 3B, which covers the area to the west of the Hackensack River illustrates both the currently flowed channel (MHWL areas) and the area filled in by NJDOT as part of the earlier construction of Route 3 and noted as Tidelands Claim Line.
4. Map 3C shows the Route 3 EB area towards the east of the Hackensack River and illustrates the grant area (bridge easement line) expanding to cover fenders and covering up to the MHWL on shore. Space on the map sheet permitting, this could have been combined with the westerly map as was done in Route 50.
5. Map 3D shows the existing grant areas for West Bound Route 3 on the east and west sides of the Hackensack River. An area of erosion occurred at Parcel TE39G between the original grant line and the current MHWL along the shore line.

Tidelands ruled in this case that erosion along an unprotected shore like this did not need to be bought, that they would consider it as part of the intent of the original grant. They did want the DOT to acquire the claimed area, which had not been addressed in the original grant. Like Route 50, it was determined that the two grants on the East and west side of the river also included the right to have the bridge in between the grants, so the areas of TE39E & TE39F were determined not to be required. Map 3D also illustrates the potential to exchange some unneeded existing Tidelands areas (green) for new Tidelands grants.

4.4 Map 4

Map 4 map from Route 7 Wittpenn illustrates a survey layout for the grant area that was acquired as part of the project. This project was interesting in that it had a railroad bridge grant bridge grant owned by Conrail which had to be cleared (acquired) before DOT could construct a new highway bridge in the existing railroad bridge grant.

Map 1



- EXISTING CONVEYANCES**
- 1 GRANT TO NJ HIGHWAY COMMISSION, 4/9/86, LIBER M-1, PAGE 80, CONSIDERATION \$240.96, FILE #2400
 - 2 EASEMENT TO JERSEY CENTRAL POWER & LIGHT CO., 10/51, LIBER F-3, PAGE 151, CONS. \$255.42
 - 3 FILE 95-017-T, ONE FEE LICENSE TO SOUTH JERSEY GAS CO, 2/4/97, FEE \$5,587.50

PROPOSED CONVEYANCES

PURPLE - BRIDGE EASEMENT LINE
BROWN - TEMPORARY CONSTRUCTION EASEMENT LINE
BROWN - TEMPORARY DIVERSIONARY ROAD EASEMENT LINE
- BRIDGE EASEMENT
- TEMPORARY CONSTRUCTION EASEMENT



TE49 A BLOCK - LOT N/A STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION
 BRIDGE EASEMENT AREA = 1,034 S.F.;
 TEMPORARY CONSTRUCTION EASEMENT AREA = 3,285 S.F.;
 R.A. = N/A

TEB A BLOCK-LOT N/A STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP)
 BRIDGE EASEMENT AREA = 1,249 S.F.;
 TEMPORARY CONSTRUCTION EASEMENT AREA = 3,020 S.F.;
 R.A. = N/A

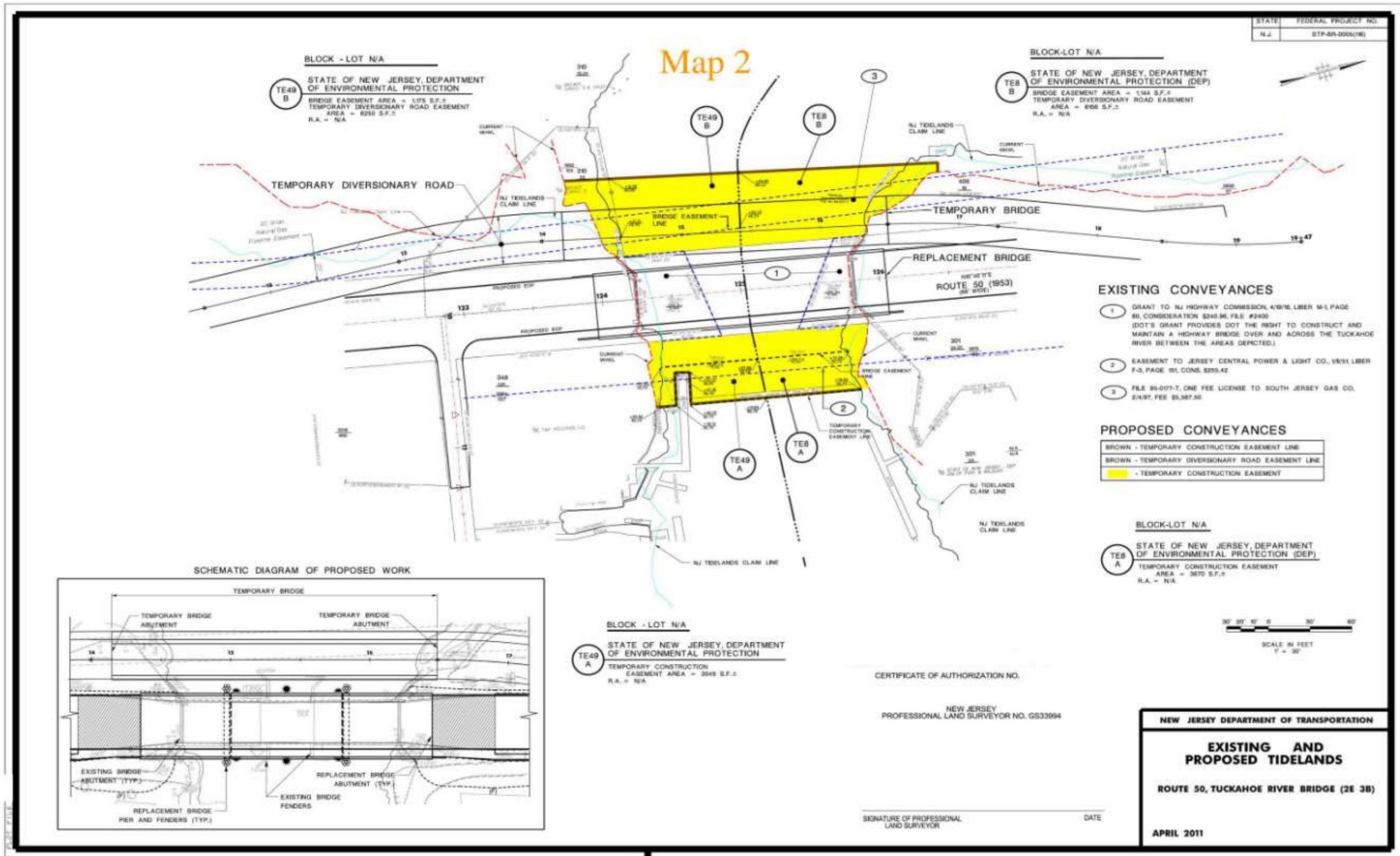
FOR INFORMATION ONLY - NOT A FINAL DOCUMENT

NEW JERSEY DEPARTMENT OF TRANSPORTATION

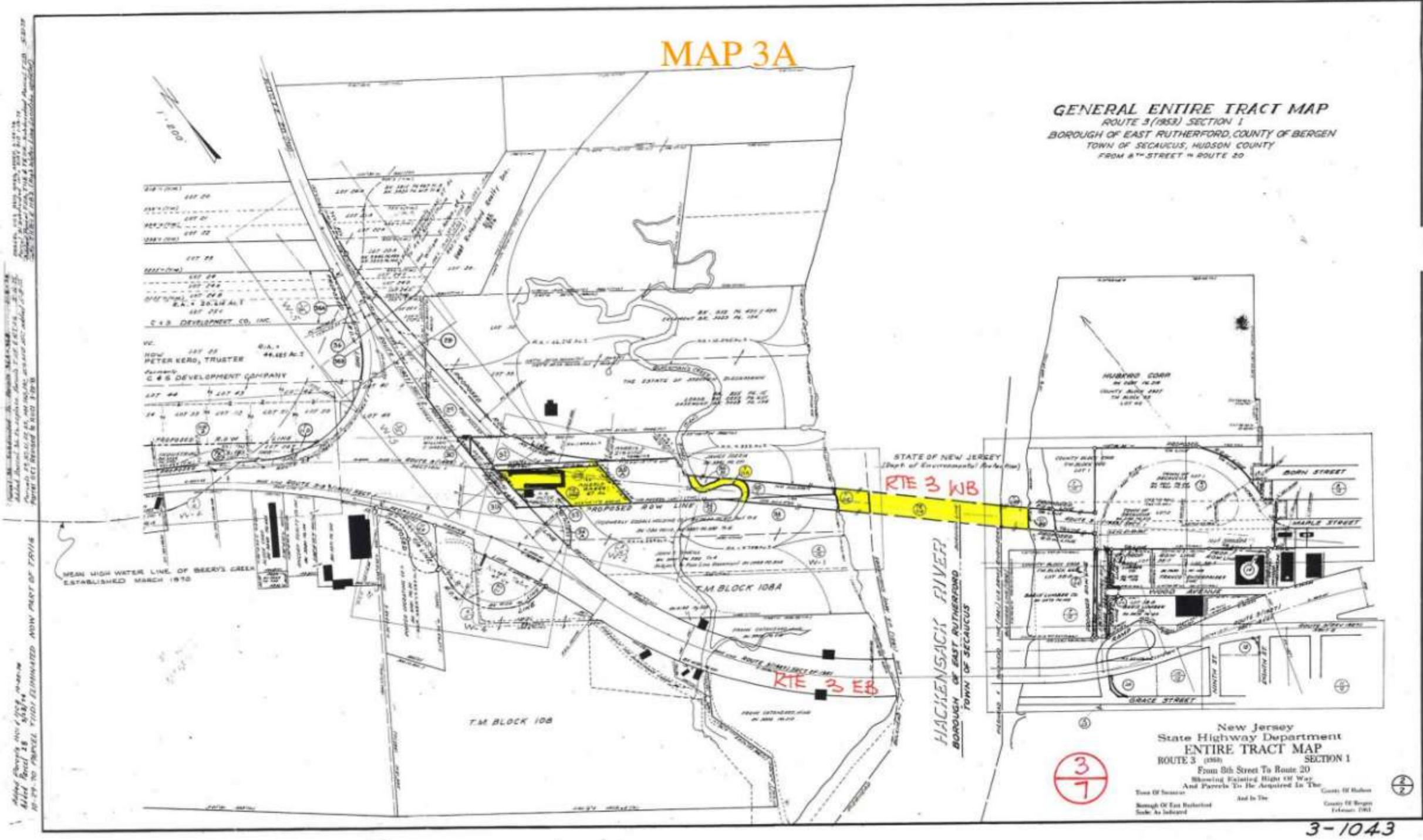
EXISTING AND PROPOSED TIDELANDS

ROUTE 50, TUCKAHOE RIVER BRIDGE (2E 3B)

DRAFT 3/22/2011

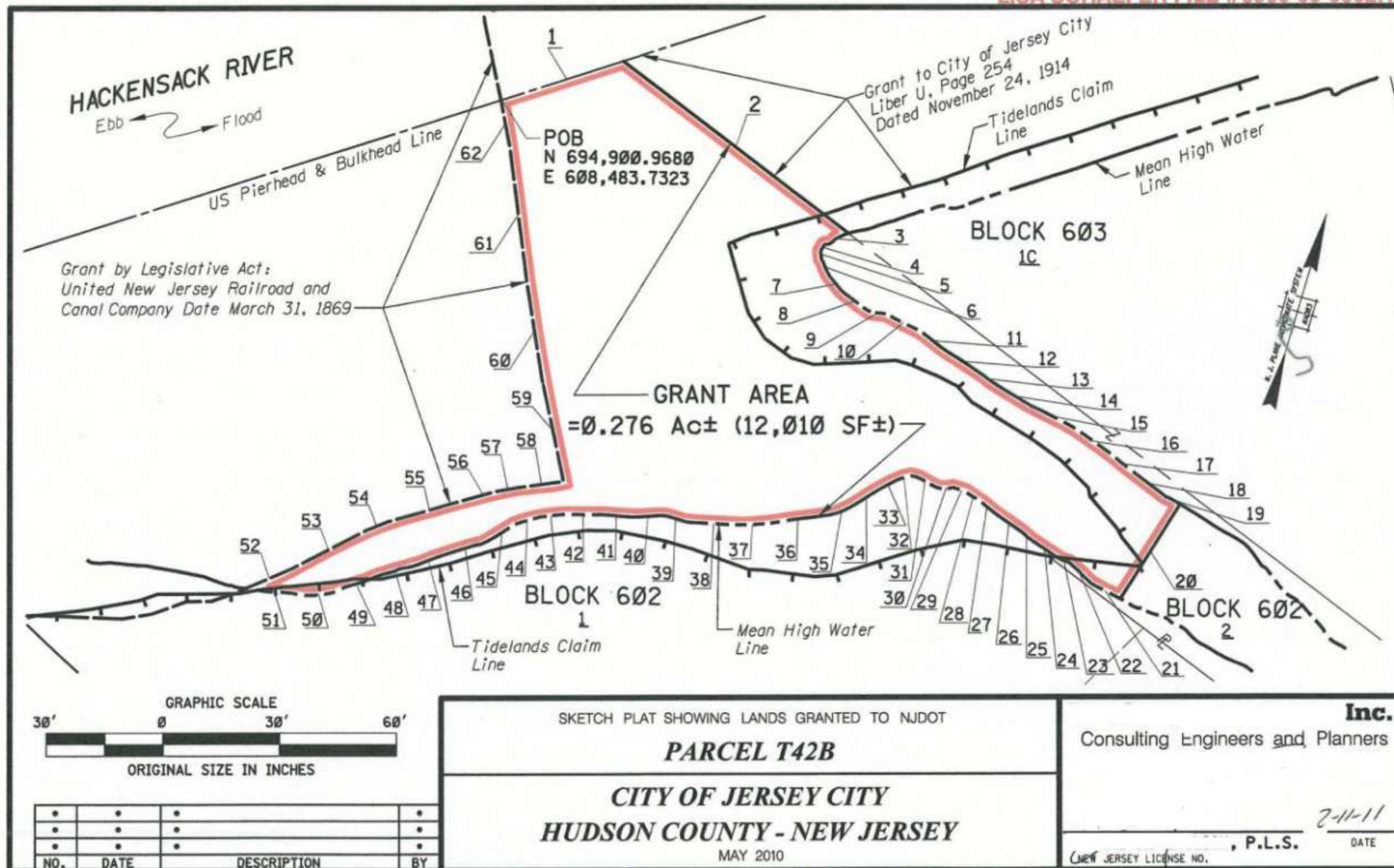


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MAP 4

LISA SCHAEFER FILE #0900-09-0002.1



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Section 5 - Tidelands Provided General Instructions for License & Grant Applications

The State issues project-specific licenses. Each license type has particular qualifications and requirements that can be found under the Tidelands heading at <http://www.nj.gov/dep/landuse/forms/index.html>. Bridge Licenses are not used by NJDOT, instead, a grant is used based on the authority at N.J.S.A. 12:3-33.

These instructions on this website were written by Tidelands for typical applicants, not all elements apply to NJDOT applications.

Section 6 - Waterfront Development Permit Sample



State of New Jersey
Department of Environmental Protection
 Division of Land Use Regulation Application Form (LURP-2)
 Division of Land Use Regulation
 501 E. State Street Mail Code 501-02A P.O. Box 420
 Trenton, NJ 08625-0420
 www.nj.gov/dep/landuse



PLEASE PRINT OR TYPE THE FOLLOWING: (Complete all sections unless otherwise noted)

1. **Applicant Name:** NJDOT Email: Project Manager
 Address: _____ City: _____
 State: _____ Zip: _____ Daytime Phone: _____ Ext.: _____ Cell Phone: _____
2. **Agent Name:** _____ Firm: _____ Email: _____
 Address: _____ City: _____
 State: _____ Zip: _____ Daytime Phone: _____ Ext.: _____ Cell Phone: _____
3. **Property Owner Name:** NJDOT and/or Various (if not one) Email: _____
 Address: _____ City: _____
 State: _____ Zip: _____ Daytime Phone: _____
4. **Project Name:** Route 18, Sec. 6 Site Location (Street Address): Mile Post
 Zip: _____ Municipality: _____ County: _____
 Block(s): _____ Lot(s): _____
 N.A.D. 1983 State Plane Coordinates (feet) 6 digits only: E (x): _____ N (y): _____
 Nearest Waterway: _____ Watershed: _____ Subwatershed: _____
5. **Fees:** Total Fee: _____ Project Cost: _____ Check No: _____
6. **Project Description:** _____
7. **Application(s) for:** Check all that apply (Please follow directions on page 5)

	Application Type	Fee Amt	Amt Paid
	Flood Hazard Area		
<input type="checkbox"/>	FHA Verification		
<input type="checkbox"/>	FHA Individual Permit		
<input type="checkbox"/>	FHAGP1 / Chan Clean w/o Sed Removal	No Fee	No Fee
<input type="checkbox"/>	FHAGP1 / Chan Clean w/Sed Removal	No Fee	No Fee
<input type="checkbox"/>	FHAGP2A / Ag - Bank Restoration		
<input type="checkbox"/>	FHAGP2B / Ag - Channel Cleaning		
<input type="checkbox"/>	FHAGP2C / Ag - Road Crossing		
<input type="checkbox"/>	FHAGP2D / Ag - Wetlands Restoration		
<input type="checkbox"/>	FHAGP2E / Ag - Livestock Ford		
<input type="checkbox"/>	FHAGP2F / Ag - Livestock Fence		
<input type="checkbox"/>	FHAGP2G / Ag - Livestock Water Intake		
<input type="checkbox"/>	FHAGP3 / Bridge/Culvert Scour Protection		

	Application Type	Fee Amt	Amt Paid
	Flood Hazard Area		
<input type="checkbox"/>	FHAGP4 / Stormwater Maintenance		
<input type="checkbox"/>	FHAGP5 / Building Relocation		
<input type="checkbox"/>	FHAGP6 / Rebuild Damaged Home	No Fee	No Fee
<input type="checkbox"/>	FHAGP7 / Residential in Tidal FHA		
<input type="checkbox"/>	FHAGP8 / Utility Crossing <50acres		
<input type="checkbox"/>	FHAGP9 / Road Crossing <50acres		
<input type="checkbox"/>	FHAGP10 / Stormwater Outfall <50acres		
<input type="checkbox"/>	Revision of a GP, IP or Verification		
<input type="checkbox"/>	Transfer of an Approval		
<input type="checkbox"/>	FHA Ind Permit Equivalency/CERCLA		
	Stormwater Review Fees		
<input type="checkbox"/>	Fee for all Stormwater Reviews		